



Corres. and Mail  
**BOX AF**

Image AF/2879  
ff

Amendment Under 37 C.F.R. § 1.116  
Group Art Unit 2879, Expedited Procedure

Docket No. 03500.005745.36  
Date: January 29, 2004

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
AND  
PETITION FOR EXTENSION OF TIME

In re Reissue Application of U.S. Patent No. 5,661,362

SEISHIRO YOSHIOKA ET AL.:

Application No.:09/384,326

For: August 26, 1999

Filed: FLAT PANEL DISPLAY  
INCLUDING ELECTRON EMITTING DEVICE

Group Art Unit: 2879

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants petition to extend the time for response to the Office Action of July 29,

2003, to and including January 29, 2004. A check in the amount of \$950.00 in payment of the

02/04/2004 BABRAHA1 00000109 09384326

01 FC:1401 330.00 0P

02/04/2004 BABRAHA1 00000109 09384326

02 FC:1253 950.00 0P

I hereby certify that this correspondence is being deposited with the  
United States Postal Service as first-class mail in an envelope  
addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria,  
VA 22313-1450 on January 29, 2004.

(Date of Deposit)

FRANK A. DeLUCIA (REG. NO. 42,476)

(Name of Attorney for Applicant)

  
Signature

January 29, 2004

Date of Signature

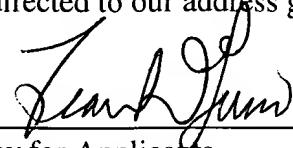
extension fee is enclosed. Please charge any additional fee and credit any overpayment to our Deposit Account 06-1205.

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated July 29, 2003 of the Primary Examiner finally rejecting claims 1-42, 56-67, 69, 73-100 and 102-106.

The item(s) checked below are appropriate.

1.  A Petition for a three-month extension of time to respond to the final rejection, together with the \$ 950.00 extension fee under 37 C.F.R. §1.17, is above. Please charge any deficiency in this fee, and credit any overpayment to Deposit Account 06-1205.
2.  A Petition for an additional \_\_\_\_\_ month extension of time to take further action, together with the \$ \_\_\_\_\_ extension fee under 37 C.F.R. §1.17, was filed on \_\_\_\_\_
3.  Fee \$330.00  
 Fee \$160.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)  
 Enclosed  
 Not required (fee paid in prior appeal)  
 Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith)
4.  Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.

5.  Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.



\_\_\_\_\_  
Attorney for Applicants

\_\_\_\_\_  
Registration No. 42476

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3801  
Facsimile: (212) 218-2200

NY\_MAIN 404157v1